

UNITED STATES DEPARTMENT OF AGRICULTURE

Farm Service Agency
Washington, DC 20250

Notice TB-1077

For: Burley Tobacco State and County Offices

Failure to File Prior Year Acreage Report

Approved by: Deputy Administrator, Farm Programs



1 Failure to File Prior Year Acreage Report Provisions

A Background

Beginning with the 2001 crop year, all owners of farms for which a burley tobacco quota is established must have filed an acreage report planted to burley tobacco annually, including zero acreage planted.

For acreage reporting purposes only, farms with an effective quota greater than zero are required to report.

County Release No. 510 will include software to provide County Offices with a new option 16 on Menu MMAE09. This option will print a report of farms without FSA-578 for the prior crop year.

Note: County Offices must have rolled over to the 2003 burley tobacco crop year before printing this report.

B Purpose

This notice provides provisions covering reductions for failure to file a prior year's acreage report.

Disposal Date

December 1, 2003

Distribution

Burley Tobacco State Offices; State Offices relay to applicable County Offices

2 Action

A County Office Action

County Offices shall handle cases involving failure to file a prior year's acreage report for burley tobacco. These cases do not require a COC hearing or MQ-85.

If an acreage report for the previous crop year has not been filed before the current year burley tobacco rollover, request the operator to file this report, including zero acreage planted, not later than May 1 of the current crop year.

If prior year's acreage report has not been filed timely, COC shall reduce the effective quota to "zero" for the current crop year.

Notify the farm operator as soon as possible.

Effective quota reduction is 100 percent.

B Reductions

Reductions made for failure to file a prior year's acreage report for burley tobacco does not require STC approval.

Reduce the current year effective quota for failure to file a prior year's acreage report not later than May 1 of the current crop year.

If the farm involved in failure to file a prior year's acreage report is combined with another farm or divided before reduction:

- for combined farms, reduce the effective quota for the combined farm
- for divided farms, reduce the effective quotas for the divided farms.

C When Reductions Do Not Apply

Do not make effective quota reductions if it is established to COC and STC's satisfaction that at the time for making the reduction, none of the persons responsible for failing to file the prior year's acreage report are connected with the farm or the failure to file was unintentional.

Effective quota may be restored after a satisfactory report is filed.

D Planted and Considered Planted (P&CP) Credit

P&CP credit shall be given for current year when effective quota is reduced to "zero".

A farm that fails to file an acreage report for 2 consecutive crop years shall be limited to earning P&CP credit for the first quota reduction only.